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Attorneys for Defendants
 Wal-Mart Stores, Inc. (erroneously sued as
 “Wal-Mart”) and General Electric Company
 (erroneously sued as “General Electric”)

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

Indiezone, Inc., a Delaware corporation, and
 EoBuy, Limited an Irish private limited
 company,

Plaintiffs,

vs.

Todd Rooke, Joe Rogness, Phil Hazel, Sam
 Ashkar, Holly Oliver and U.S. Bank, collectively
 the ***RICO Defendants***;

Jingit LLC., Jingit Holdings LLC., Jingit
 Financial Services LLC., Music.Me, LLC, Tony
 Abena, John E. Fleming, Dan Frawley, Dave
 Moorehouse II, Chris Ohlsen, Justin James,
 Shannon Davis, Chris Karls in their capacities as
 officers, agents and/or employees of the Jingit
 LLC.,
Defendants in Negligence, and Aiding/Abetting;

Wal-Mart, General Electric, Target, DOE(s) and
 ROE(s) 1 through 10, ***Defendants in Negligence
 Secondary-Vicarious Infringement***,

Defendants.

Case No.: 4:13-cv-04280-YGR

**DEFENDANTS WAL-MART STORES,
 INC. AND GENERAL ELECTRIC
 COMPANY’S NOTICE OF JOINDER AND
 JOINDER IN DEFENDANTS’ MOTION TO
 COMPEL ARBITRATION, DISMISS
 PLAINTIFF EOBUY, LIMITED AND
 STAY ALL REMAINING PROCEEDINGS**

Date: March 25, 2014
 Time: 2:00 p.m.
 Place: Courtroom 5

Compl. Filed: September 16, 2013

Honorable Yvonne Gonzalez Rogers

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on March 25, 2014 at 2:00 p.m. in Courtroom 5 of the above-referenced Court, which is located at 1301 Clay Street, Oakland, California, before the Honorable Yvonne Gonzalez Rogers, Judge of the United States District Court for the District of Northern California, defendants Wal-Mart Stores, Inc. (erroneously sued as “Wal-Mart”) and General Electric Company (erroneously sued as “General Electric”) (collectively, “Defendants”) will and hereby do respond to plaintiffs Indiezone, Inc. and EoBuy, Limited’s (collectively, “Plaintiffs”) Complaint by joining in the *Motion of Defendants Rooke and Rogness to Compel Arbitration with Indiezone, Inc., Dismiss Plaintiff Eobuy, Limited and Motion of Remaining Defendants to Stay All Remaining Proceedings* (Dkt. No. 29) (“Motion to Compel, Dismiss, and Stay”).

This motion is based on this Notice of Motion and Motion, the accompanying Memorandum of Points and Authorities, and all papers and pleadings on file in this Action.

MEMORANDUM OF POINTS AND AUTHORITIES

Defendants hereby respond to Plaintiffs’ Complaint by joining, and incorporating by this reference as if fully set forth herein, the Notice of Motion and Motion to Compel, Dismiss, and Stay, Memorandum of Points and Authorities in Support Thereof, proposed order, the arguments and supporting affidavits made thereto, and all related papers/pleading filed in this Action, filed by defendants Jingit, LLC, Jingit Holdings, LLC, Jingit Financial Services, LLC, Sam Ashkar, Phil Hazel, Holly Oliver, Shannon Davis, Justin James, Chris Ohlsen, Dan Frawley, Dave Moorehouse II, Tony Abena, Chris Karls, John E. Fleming, Music.Me, LLC, and U.S. Bank National Association (“Stay Defendants”) and Todd Rooke and Joe Rogness, to (1) compel arbitration between plaintiff Indiezone and defendants Rook and Rogness; (2) dismiss eoBuy, Limited pursuant to Federal Rules of Civil Proedure 17(b)(2) and 12(b)(6), on the grounds that eoBUY Limited is a defunct Irish corporation with no capacity to sue; and (3) stay the remaining claims against the Stay Defendants in this action, including as to Defendants Wal-Mart Stores, Inc. and General Electric Company, pending the outcome of the arbitration against defendants Rooke and Rogness pursuant to 9 U.S.C. § 3. That motion is brought on the grounds that all claims against all defendants in this action are wholly dependent on plaintiff Indiezone’s arbitrable claims that defendants Rooke and Rogness

misappropriated trade secrets or other proprietary information of Plaintiffs.

CONCLUSION

For the reasons set out herein and in the incorporated joined papers, Defendants respectfully ask the Court to compel arbitration between plaintiff Indiezone and defendants Rooke and Rogness, dismiss eoBuy, Limited as a plaintiff, and stay litigation against the remaining Stay Defendants pending the arbitration, including as to Defendants Wal-Mart Stores, Inc. and General Electric Company.

DATED: March 11, 2014

REED SMITH LLP

By /s/ Robert N. Phillips

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Attorneys for Defendants
Wal-Mart Stores, Inc. and General Electric
Company

REED SMITH LLP
A limited liability partnership formed in the State of Delaware